

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:	Atty. Docket No.: 004770.00261
Martin Zilliacus	
Serial No.: 10/777,284	Group Art Unit: 2452
Filed: November 5, 2004	Examiner: DOAN, DUYEN MY
For: Apparatus and Associated Method for Downloading an Application With a Variable Lifetime to a Mobile Terminal	Confirmation No.: 5467

RESPONSE TO
NOTICE OF NON-COMPLIANT APPEAL BRIEF

U.S. Patent and Trademark Office
Customer Service Window
Mail Stop - Appeal
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

This is in response to the Notice of Non-Compliant Appeal Brief mailed on September 15, 2009. According to the Notice, the status of canceled claims 50-52 was not included in the status of the claims section. Appellant hereby submits an amended appeal brief including a sentence confirming that canceled claims 50-52 have in fact been canceled. No fee is believed to be due in connection with this filing. However, if any fees are due, the PTO is directed to debit our Deposit Account No. 19-0733.

Respectfully submitted,
BANNER & WITCOFF, LTD.

Dated: September 21, 2009

By: /Bradley C. Wright/
Bradley C. Wright
Registration No. 38,061

1100 13th Street, N.W.
Suite 1200
Washington, D.C. 20005
Tel: (202) 824-3000
Fax: (202) 824-3001